

(B) support services for clients, including staff, of the eligible entity and individuals enrolled in job training programs;

(C) purchase of equipment and supplies related to the operation of the eligible entity or that improve or directly affect service delivery;

(D) building and kitchen renovations that improve or directly affect service delivery;

(E) educational material and services;

(F) administrative costs, in accordance with guidelines established by the Secretary; and

(G) additional activities determined appropriate by the Secretary.

(4) **PREFERENCES.**—In awarding grants under this section, the Secretary shall give preference to eligible entities that perform, or will perform, any of the following activities:

(A) Carrying out food recovery programs that are integrated with—

(i) culinary worker training programs, such as programs conducted by a food service management institute under section 21 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769b-1);

(ii) school education programs; or

(iii) programs of service-learning (as defined in section 101 of the National and Community Service Act of 1990 (42 U.S.C. 12511)).

(B) Providing job skills training, life skills training, and case management support to vulnerable subpopulations.

(C) Integrating recovery and distribution of food with a job training program.

(D) Maximizing the use of an established school, community, or private food service facility or resource in meal preparation and culinary skills training.

(E) Providing job skills training, life skills training, and case management support to vulnerable subpopulations.

(5) **ELIGIBILITY FOR JOB TRAINING.**—To be eligible to receive job training assistance from an eligible entity using a grant made available under this section, an individual shall be a member of a vulnerable subpopulation.

(6) **PERFORMANCE INDICATORS.**—The Secretary shall establish, for each year of the program, performance indicators and expected levels of performance for meal and food distribution and job training for eligible entities to continue to receive and use grants under this section.

(7) **TECHNICAL ASSISTANCE.**—

(A) **IN GENERAL.**—The Secretary shall provide technical assistance to eligible entities that receive grants under this section to assist the eligible entities in carrying out programs under this section using the grants.

(B) **FORM.**—Technical assistance for a program provided under this paragraph includes—

(i) maintenance of a website, newsletters, email communications, and other tools to promote shared communications, expertise, and best practices;

(ii) hosting of an annual meeting or other forums to provide education and outreach to all program participants;

(iii) collection of data for each program to ensure that the performance indicators and purposes of the program are met or exceeded;

(iv) intervention (if necessary) to assist an eligible entity to carry out the program in a manner that meets or exceeds the performance indicators and purposes of the program;

(v) consultation and assistance to an eligible entity to assist the eligible entity in providing the best services practicable to the community served by the eligible entity, including consultation and assistance related to—

(I) strategic plans;

(II) board development;

(III) fund development;

(IV) mission development; and

(V) other activities considered appropriate by the Secretary;

(vi) assistance considered appropriate by the Secretary regarding—

(I) the status of program participants;

(II) the demographic characteristics of program participants that affect program services;

(III) any new idea that could be integrated into the program; and

(IV) the review of grant proposals; and

(vii) any other forms of technical assistance the Secretary considers appropriate.

(8) **RELATIONSHIP TO OTHER LAW.**—

(A) **BILL EMERSON GOOD SAMARITAN FOOD DONATION ACT.**—An action taken by an eligible entity using a grant provided under this section shall be covered by the Bill Emerson Good Samaritan Food Donation Act (42 U.S.C. 1791).

(B) **FOOD HANDLING GUIDELINES.**—In using a grant provided under this section, an eligible entity shall comply with any applicable food handling guideline established by a State or local authority.

(C) **INSPECTIONS.**—An eligible entity using a grant provided under this section shall be exempt from inspection under sections 303.1(d)(2)(iii) and 381.10(d)(2)(iii) of volume 9, Code of Federal Regulations (or a successor regulation), if the eligible entity—

(i) has a hazard analysis and critical control point (HACCP) plan;

(ii) has a sanitation standard operating procedure (SSOP); and

(iii) otherwise complies with the Federal Meat Inspection Act (21 U.S.C. 601 et seq.) and the Poultry Products Inspection Act (21 U.S.C. 451 et seq.).

(9) **MAXIMUM AMOUNT OF GRANT.**—The amount of a grant provided to an eligible entity for a fiscal year under this section shall not exceed \$200,000.

(C) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—There are authorized to be appropriated such sums as are necessary to carry out this section for each of fiscal years 2008 through 2012.

(2) **TECHNICAL ASSISTANCE.**—Of the amount of funds that are made available for a fiscal year under paragraph (1), the Secretary shall use to provide technical assistance under subsection (b)(7) not more than the greater of—

(A) 5 percent of the amount of funds that are made available for the fiscal year under paragraph (1); or

(B) \$1,000,000.

SA 3653. Mr. COBURN submitted an amendment intended to be proposed to amendment SA 3500 proposed by Mr. HARKIN (for himself, Mr. CHAMBLISS, Mr. BAUCUS, and Mr. GRASSLEY) to the bill H.R. 2419, to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes; which was ordered to lie on the table; as follows:

On page 266, between lines 10 and 11, insert the following:

SEC. 19. ELIGIBILITY FOR DEPARTMENT PROGRAMS.

(a) **IN GENERAL.**—Section 508(b)(7) of the Federal Crop Insurance Act (7 U.S.C. 1508(b)(7)) is amended by striking subparagraph (A) and inserting the following:

“(A) **IN GENERAL.**—

“(i) **REQUIREMENT TO PURCHASE CROP INSURANCE.**—Effective for the spring-planted 2008 and subsequent crops (and fall-planted 2008 crops at the option of the Secretary), to be eligible for any benefit listed in clause (ii), a person shall obtain additional coverage under subsection (c), if available, for each crop of economic significance that—

“(I) covers at least 55 percent of loss in yield, on an individual or area yield basis, and that indemnifies at 100 percent of the expected market price; or

“(II) provides a level of coverage that is comparable to the coverage described in subclause (I), as determined by the Secretary.

“(ii) **COVERED BENEFITS.**—Benefits referred to in clause (i) are any type of price support, payment, loan, or other benefit, as determined by the Secretary—

“(I) described in section 371(b) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008f(b)); or

“(II) authorized under—

“(aa) title XII of the Food Security Act of 1985 (16 U.S.C. 3801 et seq.);

“(bb) title I of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7901 et seq.);

“(cc) title I of the Food and Energy Security Act of 2007;

“(dd) the Commodity Credit Corporation Charter Act (15 U.S.C. 714 et seq.);

“(ee) any law providing agricultural disaster assistance; or

“(ff) any other similar Act administered by the Secretary, as determined by the Secretary.”

(b) **PAYMENT OF PORTION OF PREMIUM BY CORPORATION.**—Section 508(e)(2) of the Federal Crop Insurance Act (7 U.S.C. 1508(e)(2)) is amended—

(1) in subparagraph (B)(i), by striking “67 percent” and inserting “62 percent”;

(2) in subparagraph (C)(i), by striking “64 percent” and inserting “59 percent”;

(3) in subparagraph (D)(i), by striking “59 percent” and inserting “54 percent”;

(4) in subparagraph (E)(i), by striking “55 percent” and inserting “53 percent”;

(5) in subparagraph (F)(i), by striking “48 percent” and inserting “46 percent”; and

(6) in subparagraph (G)(i), by striking “38 percent” and inserting “36 percent”.

(c) **CONFORMING AMENDMENT.**—Section 371(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008f(a)) is amended by striking “at least catastrophic” and all that follows through the end of the subsection and inserting “insurance coverage pursuant to section 508(b)(7) of the Federal Crop Insurance Act (7 U.S.C. 1508(b)(7)).”

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. AKAKA. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on Tuesday, November 13, 2007, at 2:30 p.m., in room 253 of the Russell Senate Office Building, in order to conduct a hearing.

At this hearing, the Committee will examine the accuracy of the Federal Trade Commission's tar and nicotine cigarette rating system and the marketing claims of cigarette companies based on these ratings.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. AKAKA. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, November 13, 2007, at 2:30 p.m., in room

SD-366 of the Dirksen Senate Office Building, in order to conduct a hearing entitled "The Surface Mining Control and Reclamation Act of 1977: Policy Issues Thirty Years Later."

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. AKAKA. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on Tuesday, November 13, 2007, at 11 a.m. in room 406 of the Dirksen Senate Office Building in order to conduct a hearing entitled, "Legislative Hearing on America's Climate Security Act of 2007, S. 2191."

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON FOREIGN RELATIONS

Mr. AKAKA. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, November 13, 2007, at 2:30 p.m. in order to conduct a hearing on climate change.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON THE JUDICIARY

Mr. AKAKA. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet, during the session of the Senate, in order to conduct a hearing entitled "Exploring the Scope of Public Performance Rights" on Tuesday, November 13, 2007. The hearing will commence at 9:30 a.m. in room 226 of the Dirksen Senate Office Building.

Witness list:

Lyle Lovett, Singer/Songwriter, Nashville, TN; Alice Peacock, Singer/Songwriter, Chicago, IL; Steven W. Newberry, President and CEO, Commonwealth Broadcasting Corporation, Glasgow, KY; and Dan DeVany, Vice President and General Manager, WETA, Arlington, VA.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

Mr. AKAKA. Mr. President, I ask unanimous consent that the Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate in order to conduct a hearing entitled "SBA Lender Oversight: Preventing Loan Fraud and Improving Regulation of Lenders," on Tuesday, November 13, 2007, beginning at 10 a.m., in room 428A of the Russell Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

SELECT COMMITTEE ON INTELLIGENCE

Mr. AKAKA. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on November 13, 2007, at 2:30 p.m. in order to conduct an open hearing on Congressional oversight.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

Mr. AKAKA. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on Tuesday, November 13, 2007, at 10 a.m. in order to conduct a hearing entitled, "Human Capital Needs of the U.S. Customs and Border Protection 'One Face at the Border' Initiative."

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGES OF THE FLOOR

Mr. HARKIN. Mr. President, I ask unanimous consent that Karla Bromwell of my staff be granted floor privileges for the duration of today's session.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. HARKIN. Mr. President, I ask unanimous consent that Virginia Murphy, who is on detail from the Department of Agriculture to the office of Senator FEINSTEIN, be granted the privileges of the floor for the duration of debate and any vote on H.R. 2419.

The PRESIDING OFFICER. Without objection, it is so ordered.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider Calendar No. 335, the nomination of Henrietta Fore to be Administrator of the United States Agency for International Development; that the nomination be confirmed, the motion to reconsider be laid on the table, the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nomination considered and confirmed is as follows:

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

Henrietta Holzman Fore, of Nevada, to be Administrator of the United States Agency for International Development.

Mr. REID. Mr. President, the nomination of Henrietta Fore was a little controversial, but it worked out just fine. This good Nevadan will have a good job. She will do her best. I am confident it will be one that the country will be pleased with.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now return to legislative session.

RECOGNIZING AND CELEBRATING THE CENTENNIAL OF OKLAHOMA STATEHOOD

Mr. REID. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of S. Res. 377.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 377) recognizing and celebrating the centennial of Oklahoma statehood.

There being no objection, the Senate proceeded to consider the resolution.

Mr. REID. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 377) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 377

Whereas, on November 16, 1907, Oklahoma officially became the 46th State of the Union;

Whereas the State of Oklahoma is known as the Sooner State;

Whereas the State of Oklahoma has become a national leader in agriculture, natural resource industries, technology, and manufacturing;

Whereas the people of Oklahoma have harvested the natural abundance of the State to produce a wealth which has enabled the building of cities, educational institutions, an unhurried pace of life, and a rich culture, while maintaining the pristine ecology;

Whereas the beautiful mountains, rivers, lakes, trees, plains, and fields of the State of Oklahoma are appreciated and preserved, and the quality of life is unsurpassed; and

Whereas, on November 16, 2007, the State of Oklahoma will begin a new century of statehood: Now, therefore, be it

Resolved, That the Senate recognizes and celebrates the centennial of Oklahoma statehood.

MEASURES READ THE FIRST TIME—S. 2334, S. 2340, S. 2346, S. 2348, AND H.R. 3996, EN BLOC

Mr. REID. Mr. President, I understand there are five bills at the desk and I ask for their first reading en bloc.

The PRESIDING OFFICER. Without objection, it is so ordered.

The legislative clerk read as follows:

A bill (S. 2334) to withhold 10 percent of the Federal funding apportioned for highway construction and maintenance from States that issue driver's licenses to individuals without verifying the legal status of such individual.

A bill (S. 2340) making emergency supplemental appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes.